(4)

(CP 700)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

W. P. NO. 807 OF 2004

PETITIONER

P. B. No. 759/04
Presented by Shri Rupal Singh
dated 09/03/04.

Mehtab Singh, S/o Shri Late Gaind Singh
Aged about 52 years,
Occupation - Service
Presently posted as Head Constable No.735 posted In Traffic Branch, Bhilai
District Durg [C.G.]

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through Secretary -Home [Police], Mantralaya, Dau Kalyan Singh Bhawan, Raipur [Chhattisgarh].

2. Director General of Police Police Head-quarter, Chhattisgarh, Raipur[CG]

3. Senior Superintendent of Police, Durg[Chhattisgarh]

4. Enquiry Officer being the Deputy Superintendent of Police [Crime Branch], Durg [Chhattisgarh].

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9/3/04
Clerk to A. G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

XI-HC-22

(68)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No. 807/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	08.4.2004 Shri Manindra Shrivastava, counsel for the petitioner. Shri Yashwant Singh, Govt. Advocate for the State on advance copy. Heard. The petitioner is working as Head Constable. He is facing departmental enquiry on certain charges. The grievance of the petitioner is that the copies are not being supplied to him. Petitioner had earlier filed a petition before the State Administrative Tribunal, which was decided on 12.2.1999 leaving it open to the petitioner to make suitable application. Accordingly, petitioner made an application (Annexure P-6). The said application has been rejected (Annexure P-12) on the ground that they are not readily available. It is further submitted that the petitioner made an application on 24.7.2003 for supply of documents, which has been forwarded to the Inspector General of Police, Raipur and the Inspector General passed an order dated 8.10.2003 that the petitioner be supplied copies of relevant documents. Learned counsel for the petitioner further referred to Annexure P-7 and submits that another direction was issued by the Inspector General of Police, Raipur Range, Raipur vide order dated 10.11.2003 whereby non-supply of documents was objected and accordingly it has been directed to	

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(69)

आदेश पत्रक

मामला क्रमांक W.P.No. 807/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

supply the documents within a week and his reply should be obtained and proceedings should be continued.

Learned counsel for the petitioner submits that the charges are such which require inspection of several documents and unless the petitioner is supplied those documents, it would not be possible for him even to give reply and defend himself.

Having considered the facts and circumstances and material on record in the opinion of this court, the documents may be requisitioned/procured where from they are available. Even if the supply of the documents is not possible, the petitioner be allowed to inspect and prepare notes on that.

With this observation, this petition is disposed of.

Consequently, M.W.P.731/2004, I.A.1752/04 also stand disposed of.

C.C. as per rules.

Sd/-
Fakhruddin
Judge

Rao/

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